

Tuesday, December 7, 2004

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor Don Knabe, Supervisor Michael D. Antonovich and Chair Gloria Molina

Invocation led by Dr. Joe B. Hardwick, Praises of Zion Missionary Baptist Church, Los Angeles (2).

Pledge of Allegiance led by Daniel Y. Shin, Corporal, United States Marine Corps Reserve (1).

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

NOTICE OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 04-8891

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center (03-1392)

[Video](#)

[Speaker 11-9-04](#)

CS-
2.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

The Los Angeles County Professional Peace Officers Association, et al. v. County of Los Angeles, Los Angeles Superior Court Case No. BS 051355.

This lawsuit concerns retroactivity of pension benefits for retirees as a result of the California Supreme Court's 1997 Ventura decision. (04-3245)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED SETTLEMENT OF THE ABOVE LAWSUIT. THE SUBSTANCE OF THE SETTLEMENT WILL BE DISCLOSED UPON INQUIRY BY ANY PERSON AS SOON AS THE SETTLEMENT BECOMES FINAL FOLLOWING APPROVAL BY ALL PARTIES AND THE COURT.

THE VOTE OF THE BOARD WAS AS FOLLOWS:

SUPERVISOR BURKE: AYE
SUPERVISOR YAROSLAVSKY: AYE
SUPERVISOR ANTONOVICH: AYE
SUPERVISOR KNABE: AYE
SUPERVISOR MOLINA: AYE

[See Final Action](#)

CS-3.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Regarding the Application of City of Los Angeles, Department of Airports for Los Angeles International Airports (LAX), OAH No. 2004-060244

This is an administrative proceeding, in which the County has intervened, before the California Department of Transportation, Division of Aeronautics, involving a request by the City of Los Angeles for a noise regulations variance for operation of Los Angeles International Airport (LAX). (04-3246)

TAKEN OFF CALENDAR

CS-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

This matter concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)

CS-5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

This matter involves potential litigation against the County relating to the death of a five-year-old girl. (04-3240)

[See Final Action](#)

[Video](#)

CS-6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Subdivision (c) of Government Code Section 54956.9)

Initiation of litigation (two cases)

These matters involve consideration of litigation regarding the potential approval by the City of Los Angeles of the Los Angeles International Airport (LAX) Master Plan. (04-3234)

CS-7. PUBLIC EMPLOYMENT

(Government Code Section 54957)

Consideration of candidates for appointment to the position of Director of Parks and Recreation. (04-3170)

CS-8. DEPARTMENT HEAD PERFORMANCE EVALUATIONS

(Government Code Section 54957)

Consideration of Department Head performance evaluations. (03-2917)

CS-9. CONFERENCE WITH LABOR NEGOTIATORS

(Government Code Sections 54957.6)

Agency designated representatives: David E. Janssen, Chief Administrative Officer, and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California;

Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (04-3075)

CS-
10.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles v. Local 660, Service Employees International Union, Los Angeles Superior Court Case No. BC 318051

This is a lawsuit against an employee union relating to concerted work actions by County nurses. (04-3319)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED SETTLEMENT OF CONTEMPT PROCEEDINGS IN THE ABOVE LAWSUIT. THE SUBSTANCE OF THE SETTLEMENT WILL BE DISCLOSED UPON INQUIRY OF ANY PERSON AS SOON AS THE SETTLEMENT BECOMES FINAL FOLLOWING APPROVAL BY ALL PARTIES AND THE COURT.

THE VOTE OF THE BOARD WAS AS FOLLOWS:

SUPERVISOR BURKE: AYE
SUPERVISOR YAROSLAVSKY: AYE
SUPERVISOR ANTONOVICH: AYE
SUPERVISOR KNABE: AYE
SUPERVISOR MOLINA: AYE

[See Final Action](#)

SET MATTERS

S-
1.

9:30 a.m.

-
Reorganizational meeting and election of Chair Pro Tem for 2004-2005. (04-2283)

THE BOARD ELECTED SUPERVISOR ANTONOVICH CHAIR PRO TEM, TO SERVE IN SUCH CAPACITY UNTIL HIS AUTOMATIC SUCCESSION TO THE POSITION OF CHAIRMAN, PURSUANT TO SECTION 7 OF THE RULES OF THE BOARD, AT THE HOUR OF 9:30 A.M. ON TUESDAY, DECEMBER 6, 2005.

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

Presentations

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Presentation of scroll honoring Mary Jo Maxwell, Board Member of the Rowland Unified School District's Board of Education, on the occasion of her retirement after 19 years of service to the community, as arranged by Supervisor Knabe.

Presentation of scroll to Colonel Joseph N. Smith, Director of Military and Veterans Affairs in recognition of proclaiming December 7, 2004 as "Pearl Harbor Day," as arranged by Supervisor Knabe.

Presentation of scroll to California Public Utilities Commissioners Loretta Lynch and Carl Wood, honoring them for their efforts in saving the "310" area code from being split, as arranged by Supervisor Knabe.

Presentation of scrolls to the Pasadena Tournament of Roses 2005 President David M. Davis, Tournament of Roses 87th Rose Queen Ashley Moreno, and the 2005 Royal Court, as the City of Pasadena and Pasadena Tournament of Roses prepare to hold the 116th Annual Rose Parade themed "Celebrate Family" on January 1, 2005, as arranged by Supervisor Antonovich.

Presentation of scroll to Thomas R. Harvey, Ph.D., commending him on his extensive career in education and politics in the City of La Verne and extending him best wishes on his retirement, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (04-0053)

S-
2.

11:00 a.m.

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Report by the Chief Administrative Officer, in conjunction with the Los Angeles County Citizens' Economy and Efficiency Commission on the Commission's study entitled: "Addressing Workers' Compensation Fraud in Los Angeles County," as requested by Supervisor Knabe at the meeting of September 28, 2004. (Continued from meeting of 11-30-04 at the request of the Chief Administrative Officer) (04-3061)

VERBAL REPORT WAS PRESENTED BY ROCKY ARMFIELD, RISK MANAGER, CHIEF ADMINISTRATIVE OFFICE, ON THE LOS ANGELES COUNTY CITIZENS' ECONOMY AND EFFICIENCY COMMISSION'S STUDY.

AFTER DISCUSSION, THE CHIEF ADMINISTRATIVE OFFICER WAS INSTRUCTED TO REPORT BACK TO THE BOARD WITHIN 30 DAYS WITH THE FOLLOWING:

- A PLAN TO TRACK IN DETAIL THE EFFECTIVENESS OF EACH EFFORT TO REDUCE WORKERS' COMPENSATION COSTS IN LOS ANGELES COUNTY;**
- A STATISTICAL ANALYSIS OF HOW LOS ANGELES COUNTY COMPARES TO OTHER ENTITIES IN CALIFORNIA IN REDUCING WORKERS' COMPENSATION COSTS;**
- A PLAN TO ENSURE THAT CORRECTIVE ACTIONS ARE TAKEN AFTER EACH INCIDENT IN THE COUNTY TO PREVENT FURTHER INCIDENTS AND CLAIMS;**
- A DETAILED WORK PLAN DEMONSTRATING HOW EACH OF THE EFFORTS LISTED IN THE CHIEF ADMINISTRATIVE OFFICER'S NOVEMBER 19, 2004 REPORT WILL BE IMPLEMENTED; SPECIFICALLY, WHO WILL BE RESPONSIBLE FOR IMPLEMENTATION, HOW IT WILL BE MONITORED, WHAT THE RELEVANT MILESTONES ARE, AND HOW SUCCESS IS BEING MEASURED; AND**

IN ADDITION, THE CHIEF ADMINISTRATIVE OFFICER WAS INSTRUCTED TO PROVIDE AN ANNUAL REPORT DETAILING ALL OF ITS EFFORTS TO REDUCE WORKERS' COMPENSATION COSTS AND TRACK EFFECTIVENESS, AS WELL AS ALL OF ITS OTHER EFFORTS IN MANAGING RISK IN THE COUNTY.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES
TUESDAY, DECEMBER 7, 2004**

9:30 A.M.

- 1-D.** Recommendation: Approve an increase of up to \$195,000 to the approved Home Investment Partnerships (HOME) Program loan between the Community Development Commission and San Fernando Senior Housing, L.P., (the Developer), from \$2,940,000 to a maximum of \$3,135,000, to cover unanticipated increased construction costs for San Fernando Senior Housing, a 98-unit affordable senior rental housing development to be located at the Las Palmas I, Las Palmas II and Park Avenue sites, City of San Fernando (3); and authorize the Executive Director to incorporate up to \$195,000 in HOME funds into the Commission's Fiscal Year 2004-05 approved budget; also authorize the Executive Director to execute the Loan Agreement, and all related documents, including those to subordinate the Commission's loan to permitted construction and permanent financing, effective following execution by all parties. (Relates to Agenda Nos. 1-H and 16) (04-3188)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE HOUSING AUTHORITY
OF THE COUNTY OF LOS ANGELES
TUESDAY, DECEMBER 7, 2004**

9:30 A.M.

- 1-H.** Recommendation: Acting in the role of responsible agency for San Fernando Senior Housing, a 98-unit affordable senior rental housing development to be located at the Las Palmas I, Las Palmas II and Park Avenue sites, City of San Fernando (3); certify that the Housing Authority has independently considered and reached its own conclusions regarding the environmental effects of the project and the Environmental Assessment/Mitigated Negative Declaration (EA/MND) and Mitigation Monitoring and Reporting Program (MMP) adopted by the Board as lead agency; determine that the EA/MND and MMP adequately address the environmental impacts of the project, and adopt by reference the County's environmental findings in connection with approval of the project; adopt and instruct the Chair to sign resolution authorizing the issuance of Multifamily Housing Mortgage Revenue Bonds by the Housing Authority in amount not to exceed \$6,400,000, to assist San Fernando Senior Housing, L.P. (the Developer) to finance the site acquisition and construction of San Fernando Senior Housing; and authorize the Executive Director to execute all related documents and take all necessary actions to finance acquisition and construction of San Fernando Senior Housing. (Relates to Agenda Nos. 1-D and 16) (04-3187)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE PUBLIC WORKS FINANCING AUTHORITY
OF THE COUNTY OF LOS ANGELES
TUESDAY, DECEMBER 7, 2004**

9:30 A.M.

- 1-F.** Recommendation: Acting as the Board of Directors, adopt resolution authorizing the issuance of Gap Loan Receivable Notes, Series 2005A and Series 2005B, in total amount not to exceed \$205,000,000, for the purposes of authorizing the execution and delivery of related documents by the Los Angeles County Public Works Financing Authority required to issue the Notes and complete the financing transaction. (Relates to Agenda No. 55) (04-3210)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

BOARD OF SUPERVISORS (Committee of Whole) 1 - 8

1. Recommendations for appointments/reappointments to Commissions/Committees/Special Districts (+ denotes reappointments): **Documents on file in Executive Office.** (04-3228)

Supervisor Molina

Bob J. Archuleta+, Los Angeles County Veterans' Advisory Commission;
also waive limitation of length of service requirement pursuant to County Code 3.100.030A

California Contract Cities Association

The Honorable Mark R. Alexander, Contract Cities Liability Trust Fund
Claims Board

Chief Administrative Officer and Chairman, Quality and Productivity Commission

Jack L. Ferrell+, Quality and Productivity Commission

Mayor, City of Los Angeles

Ellis N. Stanley, Sr.+, Emergency Preparedness Commission for the County and Cities of Los Angeles

Service Planning Area 2

Dr. Terence Harwick, Los Angeles County Children's Planning Council

APPROVED

Absent: None

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Molina: Approve Departmental Chairmanship assignments; and appoint individual Supervisors to various Commissions for a specified term of office. (04-3237)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

3. Recommendation as submitted by Supervisor Molina: Appoint individual Supervisors to various County Sanitation Districts Boards of Directors. (04-3238)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Abstentions: Supervisor Yaroslavsky and Supervisor Antonovich

Supervisor Yaroslavsky abstained from voting on his appointment to Sanitation District No. 9 and Supervisor Antonovich abstained from voting on his appointment to Sanitation District No. 17.

4. Recommendation as submitted by Supervisor Knabe: Upon final approval of the Los Angeles International Airport (LAX) Master Plan and certification of the Master Plan Environmental Impact Statement/Environmental Impact Report (EIS/EIR) by the City of Los Angeles, direct County Counsel to initiate a lawsuit challenging the EIS/EIR within the appropriate limitations period, and to coordinate and cooperate with other entities whose opposition of the LAX Master Plan are consistent with that of the County's; also direct County Counsel to initiate an appeal with the County's Airport Land Use Commission (ALUC) within the appropriate limitations period over the City's approval of the LAX Master Plan on the basis that it is inconsistent with the objectives of the ALUC statutes, and on any other appropriate grounds. (04-3233)

APPROVED

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

5. Recommendation as submitted by Supervisor Knabe: Request the Executive Director of the Los Angeles County Children's Planning Council to reconvene the Safe Surrender Task Force to evaluate and review the County's efforts over the last three years and establish a revised plan and set of recommendations for the County to implement to eventually reach the goal of zero babies abandoned in the County of Los Angeles and report back to the Board within 90 days. (04-3236)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

6. Recommendation as submitted by Supervisor Knabe: Waive parking and boat launch fees in estimated amount of \$11,300, at all County lots operated in the Marina, excluding the cost of liability insurance, to encourage public participation at the 42nd Annual Holiday Boat Parade to be held at the Marina del Rey Harbor on December 11, 2004. (04-3239)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

7. Recommendation as submitted by Supervisor Knabe: Waive room rental fee in amount of \$2,000 for the Dorothy Chandler Pavilion and parking fees totaling \$1,020 at the Music Center Garage, excluding the cost of liability insurance, for a luncheon conference sponsored by the judges of the Los Angeles Superior Court for members of the Los Angeles County Legislative Delegation, to be held January 21, 2005. (04-3229)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

8. Executive Officer of the Board's recommendation: Approve the recommendation of the Reward Committee to distribute reward funds in amount of \$10,000, to be paid from the Board's discretionary funds, to the individual who provided information to the Sheriff's Department which led to the arrest and conviction of Christian Humphreys, the person responsible for the vandalism and theft of three "angel" statues from the Angel Walk area on the grounds of the Lancaster Cemetery. (04-0154)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 9 - 11

9. Joint recommendation with the County Counsel: Approve and instruct the Chair to sign amendment to agreement with Risk Technologies, Inc., for a Risk Management and Claims Administration Information System (RMIS) which provides the following; and instruct the Auditor-Controller to pay program costs as invoiced and validated by the Chief Administrative Officer: (NOTE: The Chief Information Officer recommends approval of this item.) (04-3214)

Increases the amount of previously delegated authority to the Chief Administrative Officer and County Counsel as joint Program Directors to execute up to six annual RMIS renewal terms for expanded service and maintenance support from a cost of \$625,000 to \$948,000 per year;

Increases the total contract authority from a cost of \$6,632,500 to \$15,000,000, which includes the expanded service and maintenance support and an additional \$6,637,833 for future Upgrade Projects; and

Delegates the authority to approve future Upgrade Projects to the Program Directors, the Chief Administrative Officer and County Counsel.

CONTINUED ONE WEEK TO DECEMBER 14, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

10. Recommendation: Approve and instruct the Chair to sign contract with Hinderliter, de Llamas and Associates (HdL), on a "No-Fee" basis, to allow HdL continued access to County sales and use tax data for the purposes of analysis and development of regional reports, effective upon Board approval or on December 7, 2004, whichever occurs later, for a period of 19 months, with two one-year renewal options; and adopt resolution authorizing HdL to receive and review sales and use tax data from the State Board of Equalization so that they may perform the required services. (04-3213)

APPROVED; ALSO APPROVED AGREEMENT NO. 75148

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

11. Recommendation: Approve and instruct the Chief Administrative Officer to execute a license agreement with the Long Beach Convention and Entertainment Center for the Los Angeles County Fire Department to use the Convention and Entertainment Center to administer and conduct the Fire Fighter Trainee Examination over a six day period, from January 3 through 8, 2005 and authorize payment in amount of \$81,450; also authorize the Chief Administrative Officer to execute any other document necessary to effect payment. (04-3211)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

AGRICULTURAL COMMISSIONER/WEIGHTS AND MEASURES (5) 12 - 13

12. Recommendation: Appoint the Agricultural Commissioner/Director of Weights and Measures as the lead agent for the County for detection, eradication, trace forward/trace back investigation, quarantine enforcement, administrative support, and training for the identification of *Phytophthora ramorum*, a fungus that causes Sudden Oak Death (SOD), with appointment to be presented to the Secretary of the California Department of Food and Agriculture (CDFA); approve and instruct the Chair to sign agreement with CDFA, for CDFA to provide funding in amount of \$357,311.38, to continue the SOD Control Program, effective March 1, 2004 through February 28, 2005; and authorize the Agricultural Commissioner/Director of Weights and Measures to amend agreement, in amount not to exceed 15% of the original contract. (04-3201)

APPROVED; ALSO APPROVED AGREEMENT NO. 75150

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

13. Recommendation: Reappoint the Agricultural Commissioner/Director of Weights and Measures as the lead agent for the County for inspection of shipping facilities, such as postal centers, express carriers, and the airport, for the High Risk Pest Exclusion (HRPE) Program, with appointment will be presented to the Secretary of the California Department of Food and Agriculture (CDFA); approve and instruct the Chair to sign agreement with CDFA for CDFA to provide funding in amount of \$272,141.09 to continue the HRPE Program, effective July 1, 2004 through June 30, 2005; and authorize the Agricultural Commissioner/Director of Weights and Measures to amend agreement in an amount not to exceed 15% of the original contract. (04-3205)

APPROVED; ALSO APPROVED AGREEMENT NO. 75151

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

ARTS COMMISSION 14

14. Recommendation: Adopt the County Civic Art Policy and Procedures which requires that 1% of design and construction costs on new County capital projects and certain

refurbishments be allocated to provide or finance civic art. (Continued from meetings of 11-16-04 and 11-30-04 at the request of the Executive Director) (04-2871)

ADOPTED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: No: Supervisor Antonovich

COMMISSION ON HUMAN RELATIONS (1) 15

15. Recommendation: Approve and authorize the Executive Director to execute six sole source agreements with the Asian Pacific American Legal Center, Coalition for Humane Immigrant Rights of Los Angeles, Los Angeles Gay and Lesbian Center, Muslim Public Affairs Council, South Asian Network, and the Southern Christian Leadership Conference (Martin Luther King, Jr. Legacy Center) in amount of \$37,500 per agency, for a combined maximum total of \$225,000, to provide Hate Crime Victim Assistance and Advocacy Initiative services and programs to assist individuals and communities in responding to and preventing hate crimes and hate incidents, effective upon Board approval through June 30, 2005, with option to renew for 12 additional months to June 30, 2006 at the maximum contract sum of \$37,500 per agency. (04-3217)

CONTINUED ONE WEEK TO DECEMBER 14, 2004

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

COMMUNITY DEVELOPMENT COMMISSION (2) 16

16. Recommendation: Adopt and instruct the Chair to sign resolution approving the issuance of Multifamily Housing Mortgage Revenue Bonds by the Housing Authority, in amount not to exceed \$6,400,000, to assist San Fernando Senior Housing, L.P. to finance the site acquisition and construction of San Fernando Senior Housing, a 98-unit affordable senior rental housing development to be located at the Las Palmas I, Las Palmas II and Park Avenue sites, City of San Fernando (3). (Relates to Agenda Nos. 1-D and 1-H) (04-3189)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

COMMUNITY AND SENIOR SERVICES (4) 17 - 18

17. Recommendation: Approve and authorize the Chief Deputy to accept the 2005 Program Year Community Services Block Grant (CSBG) funding from the State Department of Community Services and Development in estimated amount of \$6,554,321; approve the agencies' recommended funding levels, totaling \$4,895,930 for the provision of community services under the CSBG program to the impoverished population of the County; and authorize the Chief Deputy to take the following related actions: (Continued from meeting of 11-30-04 at the request of the Chief Deputy) (04-3131)

Execute the State Standard Agreement for the 2005 Program Year CSBG funding and any required time extensions, modifications and/or amendments, and accept additions to or reductions in CSBG funding, up to 25% of the anticipated grant award;

Execute contracts with various agencies in total amount of \$4,895,930, fully financed using CSBG funds, to continue to provide CSBG services to low-income residents in all Supervisorial Districts who are at or below the Federally established poverty level with access to a broad array of services in employment, education, health, housing, nutrition, linkages and emergency services, and avoid any interruption in services, effective upon Board approval or January 1, 2005, whichever date is later, through December 31, 2005, and to execute any required time extensions to the contracts to ensure the full expenditure of program funds by the agencies; and

Execute amendments to contracts with various agencies to increase or decrease contract amounts based on contractor performance and availability of funding provided that the amount of change does not exceed 25% of the original contract amount.

APPROVED; AND DIRECTED THE CHIEF DEPUTY DIRECTOR OF COMMUNITY AND SENIOR SERVICES TO SET ASIDE \$20,000.00 PREVIOUSLY ALLOCATED TO ANOTHER AGENCY WHO VOLUNTARILY WITHDREW FROM THE CSBG PROGRAM AND HOLD THE FUNDS IN ABEYANCE UNTIL ANOTHER AGENCY IS IDENTIFIED TO HELP PROVIDE SERVICES TO THE HOMELESS IN THE ANTELOPE VALLEY.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

18. Recommendation: Approve and instruct the Chair to sign the Governance Memorandum of Understanding (MOU); also authorize and instruct the Chief Deputy, Community and Seniors Services, Director, Public Social Services, and the Executive Director, Community Development Commission to sign the Governance MOU on behalf of the Mandated Partner programs administered by the respective Departments to allow the Los Angeles County Workforce Investment Board (WIB) to continue to provide eligible individuals access to workforce development programs and services in the County through a comprehensive one-stop delivery system; and authorize the Chief Deputy Director to amend the WIB MOU to add or delete non-County partners as-needed. (04-3218)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 19 - 24

19. Recommendation: Approve request for appropriation adjustment for the Department's Southwest Area Fiscal Year 2004-05 Adjusted Adopted Budget to reflect various adjustments in Martin Luther King, Jr./Drew Medical Center's operating plan.
4-VOTES (04-3206)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

20.

Recommendation: Authorize the Director to sign two new agreements for the provision of Human Immunodeficiency Virus/Acquired Immune Deficiency Syndrome (HIV/AIDS) services for health education/risk reduction services, counseling and testing services, and prevention case management services with Bienestar Human Services, Inc., for a maximum obligation of \$955,434 and with Asian Pacific Healthcare Venture, Inc., for a maximum obligation of \$41,202 for Service Planning Area 8 for a total County maximum obligation of \$996,636, effective January 1, 2005 through December 31, 2006 (Continued from meeting of 11-30-04 at the request of Supervisor Knabe); also consideration of Supervisor Knabe's recommendation to accept the Auditor-Controller's November 29, 2004 recommendations for the Office of AIDS Programs and Policy; extend four existing HIV prevention agreements with Being Alive Long Beach in amount of \$68,932, Joint Efforts in amount of \$166,706, and South Bay Family Health Center in amount of \$39,567 and \$58,740 for a total maximum obligation of \$333,945 for six months, effective January 1, 2005 through June 30, 2005; authorize the Director of Health Services to extend the contracts on a month-to-month basis after June 30, 2005, pending the Department of Health Services' accelerated use of an improved Request for Proposal process; and instruct the Department's contract recommendations and instruct the Director of Health Services to reject all outstanding proposals for the services in SPA 8; and instruct the Director of Health Services, in consultation with the Auditor-Controller, to initiate a new Request for Proposals for these services, incorporating the recommendations set forth in the Auditor-Controller's report. (04-3242)

APPROVED THE DIRECTOR OF HEALTH SERVICES' RECOMMENDATION.

[Supervisor Knabe's Motion](#)
[See Supporting Document](#)
[See Final Action](#)
[Video](#)

Absent: None

Vote: No: Supervisor Knabe

FAILED TO CARRY SUPERVISOR KNABE'S RECOMMENDATION AS AMENDED TO ACCEPT THE AUDITOR-CONTROLLER'S NOVEMBER 29, 2004 RECOMMENDATIONS FOR THE OFFICE OF AIDS PROGRAMS AND POLICY; EXTEND FOUR EXISTING HIV PREVENTION AGREEMENTS WITH BEING ALIVE LONG BEACH IN AMOUNT OF \$68,932, JOINT EFFORTS IN AMOUNT OF \$166,706, AND SOUTH BAY FAMILY HEALTH CENTER IN AMOUNT OF \$39,567 AND \$58,740 FOR A TOTAL MAXIMUM OBLIGATION OF \$333,945 FOR SIX MONTHS, EFFECTIVE JANUARY 1, 2005 THROUGH JUNE 30, 2005; ALSO AUTHORIZE THE DIRECTOR OF HEALTH SERVICES TO EXTEND THE CONTRACTS ON A MONTH-TO-MONTH BASIS AFTER JUNE 30, 2005, PENDING THE DEPARTMENT OF HEALTH SERVICES' ACCELERATED USE OF AN IMPROVED REQUEST FOR PROPOSAL PROCESS; REJECT THE

DEPARTMENT'S CONTRACT RECOMMENDATIONS AND INSTRUCT THE DIRECTOR OF HEALTH SERVICES TO REJECT ALL OUTSTANDING PROPOSALS FOR THE SERVICES IN SPA 8; AND INSTRUCT THE DIRECTOR OF HEALTH SERVICES, IN CONSULTATION WITH THE AUDITOR-CONTROLLER, TO INITIATE A NEW REQUEST FOR PROPOSALS FOR THESE SERVICES, INCORPORATING THE RECOMMENDATIONS SET FORTH IN THE AUDITOR-CONTROLLER'S REPORT.

[Supervisor Knabe's Motion](#)

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: No: Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Molina

21. Recommendation: Approve and authorize the Director to sign standard agreement with the California Department of Health Services (CDHS), Office of AIDS for Title II Local HIV CARE Consortia Years 14, 15 and 16 program funds in amount of \$3,283,078 for each CARE Act Title II Years 14, 15 and 16 for a total amount of \$9,849,234, retroactive to April 1, 2004 through March 31, 2007, to ensure the continuation of Countywide HIV/AIDS services; also authorize the Director to sign any subsequent amendments to standard agreement for the period of April 1, 2004 through March 31, 2007 that do not exceed 25% of each CARE Act Title II Years 14, 15 and 16 funding and do not require appropriation adjustments. (04-3209)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

22. Recommendation: Approve and authorize the Director to approve retroactive payments to the University of Southern California (USC) for cancer surveillance services provided at Olive View/UCLA Medical Center, at an estimated cost of \$70,000, for the period of January 1, 2003 through November 30, 2004; and authorize the Director to sign forthcoming agreement with USC for provision of cancer surveillance activities at Olive View/UCLA Medical Center and Rancho Los Amigos National Rehabilitation Center, effective upon Board approval through November 30, 2006 with one-year optional renewal through November 30, 2007, at a combined maximum net County cost of \$160,000, on an as-needed basis. (04-3204)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

23. Recommendation: Authorize the Director to terminate agreement with the Los Angeles Unified School District for the Health Care Workforce Development Program, to provide adult basic education services to Department employees, in accordance with the Termination for Convenience provision in the agreement. (04-3202)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

24. Recommendation: Approve the Fourth Quarter Report for Fiscal Year 2003-04 for the Medicaid Demonstration Project, describing the progress made by the Department in meeting the goals of the Project; and authorize the Director to submit the Report to the State Department of Health Services for transmittal to the Federal Centers for Medicare and Medicaid Services. (04-3203)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MENTAL HEALTH (5) 25

25. Recommendation: Approve Mental Health Services Contract Allowable Rate Fee-For-Services (FFS) Medi-Cal Psychiatric Inpatient Hospital Services agreement format; approve and authorize the Director to execute 27 renewal agreements with various providers which specify contract allowable rates per day for acute psychiatric inpatient hospital services and administrative day services, funded by approximately 50% of Mental Health Managed Care State Allocation, and approximately 50% of Federal Financial Participation Medi-Cal revenues, effective January 1, 2005 through June 30, 2005, including two automatic one-year renewal periods; approve appropriation adjustment in amount of \$8,000,000, fully funded by a \$4,000,000 Mental Health Managed Care State allocation, and FFP Medi-Cal revenue in amount of \$4,000,000, to provide spending authority for FFS contract providers in Fiscal Year 2004-05; and authorize the Director to take the following related actions: **4-VOTES** (04-3185)

Execute future new agreements with qualified FFS Medi-Cal psychiatric certified inpatient hospitals who conform to all applicable Department policies and procedures for FFS Medi-Cal Acute Inpatient Hospital Services; and

Prepare and execute amendments to agreements provided that the contract allowable rates under each agreement for each fiscal year shall not exceed an increase of 20%, and any such increase shall be used to provide additional services or to reflect program and/or policy changes.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PARKS AND RECREATION (2) 26

26. Recommendation: Find that services can be performed more economically by an independent contractor; approve and instruct the Chair to sign contract with Parkwood Landscape Maintenance to provide landscape and grounds maintenance services within nine zones in the Castaic area (5), at a base annual cost of \$408,206, to be funded from special assessments collected in nine zones, for a term of two years with three one-year renewal options, effective upon Board approval; authorize the Interim Director to exercise the annual renewal options for the contract, which may include cost of living increases consistent with County policy and not to exceed 3% per option year; and to approve unforeseen services under the contract in annual not-to-exceed amount of \$96,000; and find that approval of contract is exempt from the California Environmental Quality Act. (04-3194)

REFERRED BACK TO DEPARTMENT

[See Supporting Document](#)

Absent: None

Vote: Common Consent

PUBLIC LIBRARY (2) 27

27. Joint recommendation with the Chief Administrative Officer: Approve submission of application for a U.S. Department of Housing and Urban Development (HUD) Economic Development Initiative (EDI) Grant, to obtain additional construction funds for the proposed La Crescenta Library Expansion project, C.P. 77450 (5), approve acceptance of the grant funds in amount of \$447,345 and authorize the Chief Administrative Officer, County Librarian and Interim Director of Public Works to act on the County's behalf regarding completion of all documents as may be required to receive the grant funds; approve appropriation adjustment in amount of \$447,000 to increase the project budget from \$3,400,000 to \$3,847,000, offset by the HUD EDI Grant; and find that actions are exempt from the California Environmental Quality Act and are excluded from the National Environmental Policy Act. **4-VOTES** (04-3197)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC SOCIAL SERVICES (2) 28

28. Recommendation: Approve and authorize the Director to execute a non-financial agreement with Plaza De La Raza to provide child care services at the Crossroads Child Care Center, located at 12900 Crossroads Parkway South, City of Industry, with the County to provide physical facilities, utilities, upkeep, equipment and supplies, and for the parents to pay child care services, effective January 1, 2005, or the day after execution, whichever is later, through June 30, 2009; also authorize the Director to prepare and execute amendments, when the change is necessitated by additional and necessary services that are required in order for the contractor to comply with changes in Federal, State or County requirements. (04-3183)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC WORKS (4) 29 - 41

29. Recommendation: Approve and instruct the Chair to sign agreement with the City of Palmdale, for the City to perform maintenance services for the County's traffic signal, flashing beacon, and bridge soffit lighting facilities in the vicinity of the City of Palmdale (5), effective 30 days after Board approval, at an estimated annual cost not to exceed \$70,000, financed by Public Works' Road Fund Budget; and authorize the Interim Director to add, delete installations upon mutual consent of the County and the City. (04-3186)

APPROVED AGREEMENT NO. 75147

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

30. Recommendation: Award and authorize the Interim Director to execute the contract with Tait & Associates, Inc., to provide underground storage tank designated operator services for approximately 68 Department locations, effective upon Board approval for one year, with two one-year renewal options not to exceed a total contract period of three years; also authorize the Interim Director to renew the contract for each one-year option, if, in the opinion of the Interim Director, renewal is warranted, or, if necessary, to terminate the contract; and to encumber an annual amount not to exceed \$183,000, plus 15% for additional, extraordinary, or as-needed services within the scope of work for a total of \$210,450; and find that work is exempt from the California Environmental Quality Act. (04-3180)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

31. Recommendation: Authorize the Interim Director to request the State Department of Transportation and the State Department of Finance to extend budget authority for specific road and bridge construction projects not expected to be completed by May 15, 2005; and authorize the Interim Director to enter into the necessary cooperative work agreement with the State for the extension of State appropriations for Federal and State funding. (04-3190)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

32. Recommendation: Approve and authorize the Interim Director to execute amendment to agreement with EDAW, Inc., in amount not to exceed \$53,781, for additional Environmental Impact Report preparation services for the Termino Avenue Drain project (4), to be financed by the County Flood Control District Budget. (04-3191)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

33. Recommendation: Approve amendment to agreement with Watts Labor Community Action Committee for the Hahn's Trolley and Shuttle Service (2), for operation and management of transit services on a month-to-month basis, not to exceed nine months beginning January 1, 2005, while the Department completes the resolicitation process for a replacement contract; authorize the Interim Director to encumber a monthly amount of up to \$77,000, plus an additional 20% for unanticipated service costs with funds available in the 2004-05 and 2005-06 allocation of the Second Supervisorial District's Transit Enterprise Fund; and authorize the Interim Director to execute amendment and to terminate the contract, if, in the opinion of the Interim Director, termination is warranted. (04-3193)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

34. Recommendation: Acting as the governing body of the County Flood Control District, find that graffiti removal services at various Districts can be performed more economically by independent contractors; award and authorize the Interim Director to execute contracts with the following contractors for graffiti removal, effective upon Board approval for one year, with two one-year renewal options not to exceed a total contract period of three years; also authorize the Interim Director to renew the contracts for the two one-year renewals, if renewal is warranted; and to terminate one or more of the contracts, if, it is in the best interest of the County to do so; and find that work is exempt from the California Environmental Quality Act: (04-3184)

Superior Property Services, Inc., in amount not to exceed \$84,000, at various East Area Flood Control Facilities;

Urban Graffiti Enterprises, Inc., in amount not to exceed \$146,352, at various South Area Flood Control Facilities; and

Graffiti Control Systems, Inc., in amount not to exceed \$168,000, at various West Area Flood Control Facilities.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

35. Recommendation: Acting as the governing body of the County Flood Control District, declare the easement interest in Pickens Canyon Channel, Parcel 18 EX, located east of La Crescenta Ave., between Sycamore Ave. and Honolulu Ave., City of Glendale (5), to no longer be required for the purposes of the Flood Control District; approve and instruct the Chair to sign quitclaim of easement to the underlying fee owner, Patrick Kirker in amount of \$17,460, and authorize delivery to the grantee; and find that transaction is exempt from the California Environmental Quality Act. (04-3195)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

36. Recommendation: Accept completed construction work; approve and accept transfer and conveyance of Sanitary Sewer Private Contract No. 11738, Rosewood area (2), dedicated by A. Michael and Suzanne Potter Moulton to the District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. (04-3196)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

37. Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; approve and accept transfer and conveyance of Miscellaneous Transfer Drain No. 1707, Tract No. 53813, City of Commerce (1), from the City to the District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. (04-3200)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

38. Recommendation: Adopt findings and orders of the Building Rehabilitation Appeals Board which provide for abatement of public nuisance at the following locations:
(04-3179)

10601 Budlong Ave., Los Angeles (2)
41044 174th Street East, Lancaster (5)
1750 West Avenue O-8, Palmdale (5)

ADOPTED

[See Supporting Document](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

39. Recommendation: Award and instruct the Director to prepare and execute the following construction contracts: (04-3230)

Project ID No. FCC0000922 - Project No. 450 - Alamitos Bay Pump Station Discharge Pipe Replacement, City of Long Beach (4), to Mehta Construction Company, in amount of \$263,931

Project ID No. RDC0013980 - San Gabriel Blvd., vicinity of San Marino (5), to E. C. Construction Company, Inc., in amount of \$211,403.27

Project ID No. RMD4446005 - Parkway Tree Trimming, RD 146/446, Fiscal Year 2004-05, vicinities of Santa Fe Springs and Whittier (1 and 4), to Trimming Land Company, Inc., in amount of \$146,024

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

40. Recommendation: Find that requested changes in work have no significant effect on the environment and approve changes for the following construction contracts: (04-3231)

Project ID No. FCC0000068 - Little Dalton Debris Dam Seismic Strengthening and Spillway Bridge, City of Glendora (5), Griffith Company, in amount of \$14,000

Project ID No. FCC0000564 - Buena Vista Channel Improvements, City of Irwindale (1), SEMA Construction, Inc., in amount of \$30,000

Project ID No. FCC0000627 - Santa Fe Reservoir Spreading Grounds Horse Trail Modifications, Cities of Irwindale and Duarte (1 and 5), 4-Con Engineering, Inc., in amount of \$12,614.47

Project ID No. FCC0000900 - Puddingstone Diversion Dam Gate Modifications, City of La Verne (5), J. F. Shea Construction, Inc., in amount of \$37,200

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

41. Recommendation: Ratify changes and accept completed contract work for the following construction projects: (04-3232)

Project ID No. FCC0000672 - Santa Clara River - South Fork Interim Rock Groins, City of Santa Clarita (5), Rock Structures Construction Co., with changes amounting to a credit of \$2,710, and a final contract amount of \$134,264.99

Project ID No. FCC0000897 - Slauson Ave. Relief Drain - Project 84 RC Box Repair, City of Los Angeles (2), Truesdell Corp. of California, Inc., with changes in amount of \$6,087.30, and a final contract amount of \$175,045.30

Project ID No. FMD0003059 - Channel Right of Way Clearing, 2004, South Maintenance Area, at various locations within the south area of the County (1, 2 and 4), United Pacific Services, Inc., with changes amounting to a credit of \$7,208.14, and a final contract amount of \$269,042.86

Project ID No. RDC0010883 - Crenshaw Blvd., Palos Verdes Dr. North to Silver Spur Rd., vicinity of Rolling Hills Estates (4), Excel Paving Company, with changes amounting to a credit of \$12,832.69, and a final contract amount of \$1,357,566.15

Project ID No. RDC0014403 - San Pedro St. at 122nd Street, vicinity of Rosewood (2), C. T. & F., Inc., with changes in amount of \$3,833.90, and a final contract of amount of \$108,276.35

Project ID No. SMDACO0096 - Verona St., et al., Sanitary Sewers, vicinity of East Los Angeles (1), Miller Pipeline Corporation, with changes amounting to a credit of \$13,132.50, and a final contract amount of \$549,667.50

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

SHERIFF (3) 42 - 43

42. Recommendation: Approve and instruct the Chair to sign agreement with the City of Pasadena (5) at an estimated cost of \$496,336, fully reimbursed by the City, for the Sheriff to provide law enforcement services for the 116th Tournament of Roses Parade, to be held January 1, 2005; authorize the Sheriff to modify the deployment of personnel provided that any increase in service is fully reimbursed by the City; and authorize the Sheriff to provide the requested services. (04-3192)

APPROVED; ALSO APPROVED AGREEMENT NO. 75149

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

43. Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$5,626.64. (04-3216)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATIONS 44 - 47

44.

Request from the City of Inglewood to render specified services relating to the conduct of a General Municipal Election to be held April 5, 2005. (04-3220)

APPROVED; AND INSTRUCTED THE REGISTRAR-RECORDER/COUNTY CLERK TO COMPLY, JURISDICTION TO PAY ALL COSTS.

[See Supporting Document](#)
[Final Action](#)

Absent: None

Vote: Unanimously carried

45.

Request from the City of Los Angeles to consolidate the Member Elections of the Board of Trustees of the Los Angeles Community College District - Office Numbers 2, 4 and 6 with the City of Los Angeles Primary Nominating and General Municipal Elections to be held March 8 and May 17, 2005. (04-3221)

APPROVED; AND INSTRUCTED THE REGISTRAR-RECORDER/COUNTY CLERK TO COMPLY, JURISDICTION TO PAY ALL COSTS.

[See Supporting Document](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

46.

Request from the Los Angeles Community Colleges to consolidate the Primary Board Member Election with the Los Angeles Primary Nominating Election to be held on March 8, 2005 and, if necessary, to consolidate the Board Member Election with the City of Los Angeles General Municipal Election to be held on May 17, 2005. (04-3222)

APPROVED; AND INSTRUCTED THE REGISTRAR-RECORDER/COUNTY CLERK TO COMPLY, JURISDICTION TO PAY ALL COSTS.

[See Supporting Document](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

47. Request from the City of South Pasadena to render specified services relating to the conduct of a General Municipal Election to be held March 8, 2005. (04-3223)

APPROVED

[See Supporting Document](#)
[Final Action](#)

Absent: None

Vote: Unanimously carried

ORDINANCE FOR ADOPTION 48 - 50

48. Ordinance for adoption amending the County Code, Title 3 - Advisory Commissions and Committees, to extend the sunset review date for the Commission on HIV Health Services to June 30, 2006. (04-3129)

ADOPTED ORDINANCE NO. 2004-0070. THIS ORDINANCE SHALL TAKE EFFECT JANUARY 6, 2005

[See Supporting Document](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

49. Ordinance for adoption amending the County Code, Title 3 - Advisory Commissions and Committees of the County Code, relating to the creation and authority of a Community Health Center Board, the purpose of which is to act as the governing body for County health facilities which are seeking or have received federally qualified health center status. (04-3198)

ADOPTED ORDINANCE NO. 2004-0071. THIS ORDINANCE SHALL TAKE EFFECT JANUARY 6, 2005

[See Revised Supporting Document](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

50.

Ordinance for adoption amending the County Code, Title 22 - Planning and Zoning, revising the Santa Monica Mountains North Area Community Standards District ("CSD") to establish restrictions for grading and ridgeline development within the CSD. (04-3235)

ADOPTED ORDINANCE NO. 2004-0072. THIS ORDINANCE SHALL TAKE EFFECT JANUARY 6, 2005

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: No: Supervisor Knabe and Supervisor Antonovich

SEPARATE MATTERS 51 - 55

51.

Report by the Director of Health Services regarding a detailed status of each clinical area and training program being proposed for consolidation/ integration of hospital and clinical services and a timeline for completing implementation, as requested by Supervisor Burke at the meeting of July 13, 2004. (Continued from meetings of 9-14-04 and 10-5-04 at request of the Board) (04-2056)

VERBAL REPORT WAS PRESENTED BY DR. THOMAS L. GARTHWAITE, DIRECTOR OF HEALTH SERVICES REGARDING THE STATUS OF EACH CLINICAL AREA AND TRAINING PROGRAM BEING PROPOSED FOR CONSOLIDATION/INTEGRATION OF HOSPITAL AND CLINICAL SERVICES AND A TIMELINE FOR COMPLETING IMPLEMENTATION. FRED LEAF, CHIEF OPERATING OFFICER OF THE DEPARTMENT OF HEALTH SERVICES, RESPONDED TO QUESTIONS POSED BY THE BOARD.

AFTER DISCUSSION, THE BOARD INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO:

- 1) REPORT BACK ON A MONTHLY BASIS REGARDING THE PROGRESS OF PERFORMANCE EVALUATIONS, WORKLOAD REPORTS, PEER REVIEWS AND PHYSICIAN MANAGEMENT IN GENERAL, AND PROVIDE A COMPLETE UPDATE REPORT ON THE CUMULATIVE FINDINGS AT THE BOARD MEETING OF JULY 5, 2005; AND**
- 2) REPORT BACK ON THE REASONS IT TOOK TWO YEARS TO IMPLEMENT THE CORRECTIVE ACTION PLANS FOR THE LAST TWO HOSPITAL**

RELATED LAWSUITS.

[See Final Action
Video](#)

Absent: None

Vote: Common Consent

52. Joint report by the Chief Administrative Officer and the Sheriff on a plan to end the present early release program in County jails; also report by the Chief Administrative Officer on a long-term plan to revive the Sheriff's Department from years of budget reductions starting with the elimination of early releases of inmates and increased sworn personnel, including a variety of funding options for the Sheriff's short-term and long-term needs, with the feasibility of discontinuing the supplanting of Proposition 172 funds by using those revenues as a means to meet the Maintenance of Effort to qualify for Proposition 172 funds, as requested by the Board at the meeting of November 3, 2004. (Continued from meeting of 11-23-04 at the request of the Chief Administrative Officer) (04-3085)

CONTINUED ONE WEEK TO DECEMBER 14, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

53. Review pursuant to the Public Contract Code Section 22050, the Interim Director of Public Works' authorization to continue the administration of a contract with Malden Buntich Construction Company, on behalf of the Los Angeles County Flood Control District, to perform for the City of San Marino emergency work necessary to repair the damaged storm drain and sink hole along a 90 ft section of Mill Lane, which developed during the severe rainstorm of October 20, 2004 and to protect the City of San Marino's storm drain and street (Mill Lane) from future storm-related damage, as requested by Supervisor Antonovich at the meeting of October 26, 2004. (Continued from meetings of 11-9-04 and 11-23-04 at the request of the Interim Director of Public Works) **4-VOTES** (04-2963)

THE BOARD APPROVED THE DIRECTOR OF PUBLIC WORKS' RECOMMENDATION TO TERMINATE THE EMERGENCY CONTRACTING AUTHORITY DUE TO THE COMPLETION OF THE EMERGENCY WORK BY MLADEN BUNTICH CONSTRUCTION COMPANY, ON BEHALF OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, TO REPAIR THE DAMAGED STORM DRAIN AND SINK HOLE ALONG A 90 FT SECTION OF MILL LANE, WHICH DEVELOPED DURING THE SEVERE RAINSTORM OF OCTOBER 20, 2004 AND TO PROTECT THE CITY OF SAN MARINO'S STORM DRAIN AND STREET (MILL LANE) FROM FUTURE STORM-RELATED DAMAGE.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

54. Treasurer and Tax Collector's recommendation: Adopt resolution approving the conversion of certain taxable obligations to tax-exempt obligations by the California Statewide Communities Development Authority on behalf of Retirement Housing Foundation (5) and its subsidiaries, Mayflower Gardens Health Facilities, Inc. and Mayflower RHF Housing; also ratify a Tax Equity and Fiscal Responsibility Act Hearing. (04-3224)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

55. Treasurer and Tax Collector's recommendation: Adopt resolution authorizing the issuance of not to exceed \$205,000,000 in Gap Loan Receivable Notes Series 2005A and Series 2005B and authorizing the execution and delivery of related documents required to issue the Notes and complete the financing transaction. (Relates to Agenda No. 1-F) (04-3225)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS

56. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

56-A. Recommendation as submitted by Supervisor Knabe: Proclaim December 7, 2004 as "Pearl Harbor Day" throughout Los Angeles County; and encourage all Americans to participate in ceremonies honoring the Americans who served at Pearl Harbor. (04-3307)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

56-B. Recommendation as submitted by Supervisor Antonovich: Approve introduction of ordinance amending the County Code, Title 6 - Salaries, to permit the donation of compensatory leave to employees with a serious or catastrophic illness or injury, introduce, waive reading and place on agenda for adoption. (04-3303)

INTRODUCED, WAIVED READING AND PLACED ON AGENDA FOR ADOPTION

[Ordinance](#)

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 56-C.** Interim Director of Public Works' recommendation: Acting as the governing body of the County Flood Control District, declare any property interests which may be owned by the District, in a portion of Lambie Street, an unimproved street right-of-way (34,794± sq ft), located north of Alcazar St. east of San Pablo St., City of Los Angeles (1), to no longer be required for the purposes of the District; authorize the sale to the underlying fee owner, the University of Southern California, the grantee, without compensation; instruct the Chair to sign the quitclaim deed and authorize delivery to the grantee; and find that transaction is exempt from the California Environmental Quality Act. (04-3296)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 60.** Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

ETHEL L. JOHNSON, FRANCES MITCHELL, GARY BARNETT, FRANCISCA PORCHAS, MIKE STEVENS AND ERICH CALHOON ADDRESSED THE BOARD.

CS-5

DR. JACKIE ACOSTA, DEPUTY DIRECTOR FOR THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, LARA HOLTZMAN AND AMY PELLMAN FROM THE ALLIANCE FOR CHILDREN'S RIGHTS ADDRESSED THE BOARD IN OPEN SESSION ON THE SUBJECT OF CS-5, CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION (ONE CASE), PURSUANT TO SUBDIVISION (b) OF GOVERNMENT CODE SECTION 54956.9, PRIOR TO THE BOARD ADJOURNING TO CLOSED SESSION. (04-3366)

AFTER DISCUSSION, ON MOTION OF SUPERVISOR ANTONOVICH, THE DIRECTOR OF CHILDREN AND FAMILY SERVICES WAS DIRECTED TO WORK WITH THE ALLIANCE FOR CHILDREN'S RIGHTS AND REPORT BACK TO THE BOARD AT THE MEETING OF JANUARY 18, 2005, ON THE PROTOCOLS USED BY THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES IN DETERMINING WHAT CASES INVOLVING MINORS WARRANT INVESTIGATION.

[Video](#)

Absent: None

Vote: Common Consent

61. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Molina

Sergeant Trinidad R. Martinez-Luis

Supervisors Burke and Knabe

William "Bill" Stivers

Supervisor Burke

John A. Brasfield, Sr.

Ruth Enders

Jimmie Ruth McClinton

Vera Norman

Supervisor Yaroslavsky and All Board Members

Jane Rosen Glaser

Edith Harris

Tom Reddin

Esther Smicklas

Supervisor Yaroslavsky

Sidney Epstein

Supervisors Knabe and Antonovich

Ronald Thomas Loomis Littlefair

Supervisor Knabe

Lou Davis

Ruth De Vries

Steven Lewis

Supervisor Antonovich

John Franklin Gaines

Blossom Gratz

Roger E. Kelly

Ruth McMeen

William Hall Newbro, Jr.

Myrtle Catherine Pulaski

Carol Lynne Trujillo

Howard B. Van Heuklyn (04-3369)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD

- A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on August 8, 1989; (b) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (c) Fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; (d) Multiple fires in and around the Cities of Claremont and La Verne, as proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the Board on October 28, 2003; and (e) Flooding in the Cities of Carson, Compton, Los Angeles, Lynwood, South Gate and the unincorporated areas of Willowbrook and Rosewood, as proclaimed by the Chair on November 12, 2003, ratified by the Board on November 18, 2003, and revised on December 2, 2003. **Documents on file in Executive Office**

REVIEWED AND CONTINUED

Closing 62

- 62.** Open Session adjourned to Closed Session at 1:52 p.m. following Board Order No. 61 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 04 8891

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

CS-2.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

The Los Angeles County Professional Peace Officers Association, et al. v. County of Los Angeles, Los Angeles Superior Court Case No. BS 051355.

This lawsuit concerns retroactivity of pension benefits for retirees as a result of the California Supreme Court's 1997 Ventura decision. (04-3245)

CS-4.

Confer with legal counsel regarding significant exposure to litigation, pursuant to

subdivision (b) of Government Code Section 54956.9 (one case)

This matter concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)

CS-5.

Confer with legal counsel regarding significant exposure to litigation, pursuant to subdivision (b) of Government Code Section 54956.9 (one case)

This matter involves potential litigation against the County relating to the death of a five-year-old girl. (04-3240)

CS-6.

Confer with legal counsel regarding initiation of litigation, pursuant to subdivision (c) of Government Code Section 54956.9 (two cases)

These matters involve consideration of litigation regarding the potential approval by the City of Los Angeles of the Los Angeles International Airport (LAX) Master Plan.

(04-3234)

CS-7.

Consider candidates for appointment to the position of Director of Parks and Recreation, pursuant to Government Code Section 54957 (04-3170)

CS-8.

Consider Department Head performance evaluations, pursuant to Government Code Section 54957 (03-2917)

CS-9.

Confer with Labor Negotiators, Chief Administrative Officer David E. Janssen and designated staff, pursuant to Government Code Section 54957.6

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (04-3075)

CS-10.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9

County of Los Angeles v. Local 660, Service Employee International Union, Los Angeles Superior Court Case No. BC 318051

This is a lawsuit against an employee union relating to concerted work actions by County nurses. (04-3319)

Closed Session convened at 2:03 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

Closed Session adjourned at 4:15 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 61, at 4:15 p.m. The next regular meeting of the Board is Tuesday, December 14, 2004 at 9:30 a.m. (04-3352)

The foregoing is a fair statement of the proceedings of the meeting held on December 7, 2004, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors